

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

FILED
2007 AUG -8 P 2:25

SAN JOSE DIVISION

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

THE UNITED STATES OF AMERICA

vs.

JORGE MARTINEZ

a/k/a "HUERO"

SEALED BY ORDER
OF THE COURT

INDICTMENT

Count One: Title 21, United States Code, Section 846 and 841(b)(1)(B)(viii)- Conspiracy to Distribute of Methamphetamine

Count Two: Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii) - Distribution of Methamphetamine

A true bill.

[Signature]
Foreperson

Filed in open court this 8 **day of** Aug

A.D. 2007

[Signature]
UNITED STATES MAGISTRATE JUDGE

Bail. \$ no bail arrest warrant

DOCUMENT NO	CSA's INITIALS
<u>1e</u>	
DISTRICT COURT CRIMINAL CASE PROCESSING	

SCOTT N. SCHOOLS (SCBN 9990)
United States Attorney

FILED

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RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

SEALED BY ORDER
OF THE COURT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CR 07 00522

UNITED STATES OF AMERICA,

No.

Plaintiff,

VIOLATIONS: 21 U.S.C. § 846 –
Conspiracy to Distribute Methamphetamine;
21 U.S.C. § 841(a)(1) - Distribution of
Methamphetamine

v.

JORGE MARTINEZ,
a/k/a "HUERO",

SAN JOSE VENUE

Defendant.

INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. §§ 846 and 841(b)(1)(B)(viii))

On or about and between October 1, 2006, and October 5, 2006, in the Northern District
of California, the defendant,

JORGE MARTINEZ,
a/k/a "HUERO",

did knowingly and intentionally conspire with another person unknown to the Grand Jury to

INDICTMENT

1 distribute a controlled substance, to wit, 5 grams and more of methamphetamine, its salts,
2 isomers, and salts of its isomers, in violation of Title 21, United States Code, Sections
3 846 and 841(b)(1)(B)(viii).

4 COUNT TWO: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(viii))

5 On or about October 5, 2006, in the Northern District of California, the defendant,
6 JORGE MARTINEZ,
7 a/k/a "HUERO",
8 did knowingly and intentionally distribute a controlled substance, to wit, 5 grams and more of
9 methamphetamine, its salts, isomers, and salts of its isomers, in violation of Title 21, United
10 States Code, Sections 841(a)(1) and 841(b)(1)(B)(viii).


11 TRUE BILL.

12
13 DATED: Aug. 8, 2007


14 FOREPERSON

15
16 SCOTT N. SCHOOLS
17 United States Attorney

18 
19 DAVID R. CALLAWAY
20 Deputy Chief, San Jose Office

21
22 (Approved as to form: )
23 AUSA O'Connell

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING

OFFENSE CHARGED

SEE ATTACHMENT TO PENALTY SHEET

2007 AUG -8 P 2:25

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CAL. S.J.

PENALTY:

SEE ATTACHMENT TO PENALTY SHEET

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

JORGE MARTINEZ a/k/a "HUERO"

DISTRICT COURT NUMBER

07 00522 RMW

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

S/A Robert Patrizi-ATF

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. Att'y ☐ Defense

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person
Furnishing Information on
THIS FORM

SCOTT N. SCHOOLS

☒ U.S. Att'y ☐ Other U.S. Agency

Name of Asst. U.S. Att'y
(if assigned)

THOMAS M. O'CONNELL

DEFENDANT

IS NOT IN CUSTODY

- 1) ☒ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☐ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges
- If answer to (6) is "Yes", show name of institution
- ☐ Fed'l ☐ State

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☐ SUMMONS ☐ NO PROCESS*

☒ WARRANT

Bail Amount: NO BAIL

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

UNITED STATES OF AMERICA
v.
JORGE MARTINEZ a/k/a "HUERO"

ATTACHMENT TO PENALTY SHEET

Count One: Title 21, United States Code, Sections 846 and 841(b)(1)(B)(viii)- Conspiracy to Distribute of Methamphetamine

5 years imprisonment (mandatory minimum)
40 years imprisonment (maximum)
\$2,000,000 Fine
4 years of supervised release
\$100 special assessment

Count Two: Title 21, United States Code, Sections 841 (a)(1) and 841(b)(1)(B)(viii)- Distribution of Methamphetamine

5 years imprisonment (mandatory minimum)
40 years imprisonment (maximum)
\$2,000,000 Fine
4 years of supervised release
\$100 special assessment